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16 ATTORNEYS FOR PLAINTIFF and ALL OTHERS  
17 SIMILARLY SITUATED

18 UNITED STATES DISTRICT COURT  
19 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
20 SAN JOSE DIVISION

21 ENEIDA AMPARAN, individually and on behalf of  
22 all others similarly situated,

Case No.: C-07-04498-JF

CLASS ACTION

23 Plaintiff,

STIPULATION AND [PROPOSED]  
24 ORDER FOR DEFENDANT'S TIME TO  
25 FILE RESPONSIVE PLEADING TO  
26 SECOND AMENDED COMPLAINT

27 v.

28 PLAZA HOME MORTGAGE, INC.,  
WASHINGTON MUTUAL MORTGAGE  
SECURITIES CORP. and DOES 1 through 10  
inclusive,

Dept: Courtroom 4  
Judge: Jeremy Fogel

Defendants.

Complaint Filed: August 29, 2007  
Trial Date: Not yet set.

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1 WHEREAS, Plaintiff ENEIDA AMPARAN (hereinafter “Plaintiff”) filed a Second  
2 Amended Complaint (SAC);

3 WHEREAS, Defendant PLAZA HOME MORTGAGE, INC. (hereinafter "Defendant")  
4 informed Plaintiff of their intent to file a Motion to Dismiss and Motion to Strike the SAC;

5 WHEREAS, Plaintiff recommended November 7, 2008 as the hearing date for this  
6 motion;

7           WHEREAS, the court confirmed this date would be convenient for the court and  
8 requested Defendant to forward confirmation to the court that Plaintiff and Defendant agree on  
9 this hearing date and briefing schedule.

10 Subject to the court's approval, Plaintiff and Defendant, hereby stipulate and agree  
11 pursuant to Northern District of California Civil Local Rule 6(a), as follows:

## 12 THE PARTIES AGREE AND STIPULATE TO:

13 1. Defendant's responsive pleading(s) shall be filed on or before October 2, 2008;

14 2. Plaintiff's opposition to such responsive pleadings shall be filed on or before October 17,

15 2008;

16 3. Defendant's reply to any such opposition shall be filed on or before October 24, 2008;

17 4. The court shall hear this matter, without a tentative ruling, on November 7, 2008 at 9:00

18 a.m.

DATED: DREIER LLP

By: /s/ Lee A. Weiss  
Lee A. Weiss, Esq.  
Attorneys for Plaintiff, ENEIDA  
AMPARAN

25 DATED: PROCOPIO, CORY, HARGREAVES &  
SAVITCH LLP

By: /s/ John D. Alessio  
John D. Alessio, Esq.  
Attorneys for Defendant. PLAZA HOME  
MORTGAGE, INC.

1 [PROPOSED] ORDER

2 Pursuant to the Stipulation of counsel and for good cause shown, IT IS HEREBY  
3 ORDERED that:

4 1. Defendant's responsive pleading(s) shall be filed on or before October 2, 2008;  
5 2. Plaintiff's opposition to such responsive pleadings shall be filed on or before October 17,  
6 2008;  
7 3. Defendant's reply to any such opposition shall be filed on or before October 24, 2008;  
8 4. The court shall hear this matter, without a tentative ruling, on November 7, 2008 at 9:00  
9 a.m.

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11 IT IS SO ORDERED

12 DATED: \_\_\_\_\_

13 \_\_\_\_\_  
14 Hon. Jeremy Fogel  
United States District Court Judge

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